

1 **SAO**

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11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA, SOUTHERN DIVISION**

13 JULIEANNA SALDANA-JACINTO,
14 individually,

15 Plaintiff,

16 v.

17 GEICO CASUALTY COMPANY,
18 individually; DOES I-X; inclusive; and
19 ROE CORPORATIONS I-X, inclusive,

20 Defendants.

Case No. 2:19-cv-02001-GMN-BNW

STIPULATION AND ORDER TO
PLAINTIFF'S BAD FAITH AND
UNFAIR TRADE PRACTICES CLAIMS
WITHOUT PREJUDICE

21 **IT IS HEREBY STIPULATED** by and between Plaintiff Julieanna Saldana-Jacinto, by
22 and through her counsel of record, the law firm of Richard Harris Law Firm; and Defendant
23 GEICO Casualty Company, by and through its counsel of record, the law firm of McCormick,
24 Barstow, Sheppard, Wayte & Carruth that:

25 1. Plaintiff's second cause of action for a breach of the implied covenant of good
26 faith and fair dealing and third cause of action concerning Nevada's Trade Practices Act against
27 GEICO Casualty Company are dismissed *without prejudice*;¹

28 2. The instant litigation shall continue with respect to Plaintiff's first cause of
action for breach of contract;

¹ Plaintiff reserves her right to amend her complaint and reassert these claims if information is discovered that would support these claims.

3. The motions GEICO Casualty Company filed on November 25, 2019 are now moot and can be taken off calendar. [ECF Nos. 6 and 7].

Dated this 5th day of December, 2019

Dated this 5th day of December, 2019

RICHARD HARRIS LAW FIRM

**MCCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH**

/s/ Jonathan B. Lee

/s/ Jonathan W. Carlson

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ORDER

Based upon the foregoing, **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** Plaintiff's second cause of action for a breach of the implied covenant of good faith and fair dealing and third cause of action concerning Nevada's Trade Practices Act against GEICO Casualty Company are dismissed *without prejudice*.

IT IS FURTHER ORDERED that Defendant's Motion to Dismiss, (ECF No. 6), and Motion to Stay, (ECF No. 7) are **DENIED as moot**.

Dated this 6 day of December, 2019


Gloria M. Navarro, District Judge
UNITED STATES DISTRICT COURT